NCED

Title & Section

21 U.S.C. § 846

Count(s)

### United States District Court Eastern District of North Carolina JUDGMENT IN A CRIMINAL CASE UNITED STATES OF AMERICA V. Case Number: 4:11-CR-10-1F LAMBERT MCKINNON USM Number: 55216-056 CHRISTOPHER LOCASCIO Defendant's Attorney THE DEFENDANT: pleaded guilty to count(s) ONE & FOUR - INDICTMENT pleaded nolo contendere to count(s) which was accepted by the court. $\square$ was found guilty on count(s) after a plea of not guilty. The defendant is adjudicated guilty of these offenses: Nature of Offense Offense Ended Count Conspiracy to Distribute and Possess With Intent to 9/15/2010 Distribute a Quantity of Marijuana 18 U.S.C. § 924(c)(1)(A) Possession of a Firearm in Furtherance of a Drug Trafficking 9/15/2010 of this judgment. The sentence is imposed pursuant to The defendant is sentenced as provided in pages 2 through the Sentencing Reform Act of 1984. ☐ The defendant has been found not guilty on count(s) **⊄** is are dismissed on the motion of the United States. It is ordered that the defendant must notify the United States attorney for this district within 30 days of any change of name, residence, or mailing address until all fines, restitution, costs, and special assessments imposed by this judgment are fully paid. If ordered to pay restitution, the defendant must notify the court and United States attorney of material changes in economic circumstances. Sentencing Location: 9/7/2011 WILMINGTON, NORTH CAROLINA Date of Imposition of Judgment

JAMES C. FOX, SENIOR U.S. DISTRICT JUDGE

Name and Title of Judge

9/7/2011

Date

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## **PROBATION**

The defendant is hereby sentenced to probation for a term of:

#### 5 YEARS

The defendant shall not commit another federal, state or local crime.

The defendant shall not unlawfully possess a controlled substance. The defendant shall refrain from any unlawful use of a controlled substance. The defendant shall submit to one drug test within 15 days of placement on probation and at least two periodic drug tests thereafter, as determined by the court.

	The above drug testing condition is suspended, based on the court's determination that the defendant poses a low risk of future substance abuse. (Check, if applicable.)
Ø	The defendant shall not possess a firearm, destructive device, or any other dangerous weapon. (Check, if applicable.)
<b>⊄</b>	The defendant shall cooperate in the collection of DNA as directed by the probation officer. (Check, if applicable.)
	The defendant shall register with the state sex offender registration agency in the state where the defendant resides, works, or is a student, as directed by the probation officer. (Check, if applicable.)
	The defendant shall participate in an approved program for domestic violence. (Check, if applicable.)
Pay	If this judgment imposes a fine or restitution, it is a condition of probation that the defendant pay in accordance with the Schedule of ments sheet of this judgment.

The defendant must comply with the standard conditions that have been adopted by this court as well as with any additional conditions on the attached page.

#### STANDARD CONDITIONS OF SUPERVISION

- 1. The defendant shall not leave the judicial district or other specified geographic area without the permission of the court or probation officer.
- 2. The defendant shall report to the probation officer as directed by the court or probation officer and shall submit a truthful and complete written report within the first five (5) days of each month.
- 3. The defendant shall answer truthfully all inquiries by the probation officer and follow the instructions of the probation officer.
- 4. The defendant shall support the defendant's dependents and meet other family responsibilities.
- The defendant shall work regularly at a lawful occupation unless excused by the probation officer for schooling, training, or other acceptable reasons.
- 6. The defendant shall notify the probation officer at least then (10) days prior to any change of residence or employment.
- 7. The defendant shall refrain from excessive use of alcohol and shall not purchase, possess, use distribute, or administer any controlled substance, or any paraphernalia related to any controlled substance, except as prescribed by a physician.
- The defendant shall not frequent places where controlled substances are illegally sold, used distributed, or administered, or other places specified by the court.
- 9. The defendant shall not associate with any persons engaged in criminal activity, and shall not associate with any person convicted of a felony unless granted permission to do so by the probation officer.
- 10. The defendant shall permit a probation officer to visit the defendant at any time at home or elsewhere and shall permit confiscation of any contraband observed in plain view by the probation officer.
- 11. The defendant shall notify the probation officer within seventy-two (72) hours of being arrested or questioned by a law enforcement officer.
- 12. The defendant shall not enter into any agreement to act as an informer or a special agent of a law enforcement agency without the permission of the court.
- 13. As directed by the probation officer, the defendant shall notify third parties of risks that may be occasioned by the defendant's criminal record or personal history or characteristics, and shall permit the probation officer to make such notifications and to confirm the defendant's compliance with such notification requirement.

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### SPECIAL CONDITIONS OF SUPERVISION

The defendant shall not incur new credit charges or open additional lines of credit without the approval of the probation office.

The defendant shall provide the probation office with access to any requested financial information.

The defendant shall cooperate in the collection of DNA as directed by the probation officer.

The defendant shall consent to a warrantless search by a United States Probation Officer or, at the request of the probation officer, any other law enforcement officer, of the defendant's person and premises, including any vehicle, to determine compliance with the conditions of this judgment.

DEFENDANT: LAMBERT MCKINNON

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# **CRIMINAL MONETARY PENALTIES**

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The defendant must pay the total criminal monetary penalties under the schedule of payments on Sheet 6.

тот	`ALS \$	Assessment 200.00		Fine \$ 2,000.00	\$	Restituti	ion_	
	The determinate after such det		deferred until	. An Amended Ju	dgment in a Crimi	inal Case	(AO 245C) will be entered	
	The defendan	it must make restitut	ion (including commun	ity restitution) to the	following payees i	n the amo	unt listed below.	
	If the defenda the priority of before the Un	ant makes a partial partial partial partial partial parties of percentage parties is paid.	ayment, each payee sha ayment column below.	ll receive an approxi However, pursuant	mately proportioned to 18 U.S.C. § 366	d payment 4(i), all no	t, unless specified otherwise in onfederal victims must be pai	
<u>Nam</u>	Name of Payee			<u>Total Loss</u> *	Restitution (	Order ed	Priority or Percentage	
		ТОТ <u>А</u> 1	_s	\$0	0.00	\$0.00		
	Restitution a	amount ordered purs	uant to plea agreement	\$	<del></del>			
	fifteenth day	after the date of the		18 U.S.C. § 3612(f)			ne is paid in full before the on Sheet 6 may be subject	
<b>€</b>	The court determined that the defendant does not have the ability to pay interest and it is ordered that:							
		rest requirement is w	vaived for the <b>v</b> fi	ne restitution restitution is modif				

\* Findings for the total amount of losses are required under Chapters 109A, 110, 110A, and 113A of Title 18 for offenses committed on or after September 13, 1994, but before April 23, 1996.

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# **SCHEDULE OF PAYMENTS**

Havi	ng a	ssessed the defendant's ability to pay, payment of the total criminal monetary penalties are due as follows:					
A		Lump sum payment of \$ due immediately, balance due					
		not later than , or in accordance C, D, E, or F below; or					
В		Payment to begin immediately (may be combined with C, D, or F below); or					
C	□ .	Payment in equal (e.g., weekly, monthly, quarterly) installments of \$ over a period of (e.g., months or years), to commence (e.g., 30 or 60 days) after the date of this judgment; or					
D	□.	Payment in equal (e.g., weekly, monthly, quarterly) installments of \$ over a period of (e.g., months or years), to commence (e.g., 30 or 60 days) after release from imprisonment to a term of supervision; or					
E		Payment during the term of supervised release will commence within (e.g., 30 or 60 days) after release from imprisonment. The court will set the payment plan based on an assessment of the defendant's ability to pay at that time; or					
F	$\checkmark$	Special instructions regarding the payment of criminal monetary penalties:					
		The special assessment & fine shall be due in full immediately.					
Unless the court has expressly ordered otherwise, if this judgment imposes imprisonment, payment of criminal monetary penalties is due during imprisonment. All criminal monetary penalties, except those payments made through the Federal Bureau of Prisons' Inmate Financial Responsibility Program, are made to the clerk of the court.  The defendant shall receive credit for all payments previously made toward any criminal monetary penalties imposed.							
	Joir	at and Several					
		endant and Co-Defendant Names and Case Numbers (including defendant number), Total Amount, Joint and Several Amount, corresponding payee, if appropriate.					
	The	e defendant shall pay the cost of prosecution.					
	The	defendant shall pay the following court cost(s):					
	The	defendant shall forfeit the defendant's interest in the following property to the United States:					
Payments shall be applied in the following order: (1) assessment, (2) restitution principal, (3) restitution interest, (4) fine principal, (5) fine interest, (6) community restitution, (7) penalties, and (8) costs, including cost of prosecution and court costs.							